**IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL**

**Original Jurisdiction**

Dated: Nainital: the 21st day of December, 2005
Crl. Bail Application No. 1197 of 2005

**Order on the Bail Application:**

**CRIMINAL SIDE**

**Diwan Singh S/o Sri Guman Singh,**
**R/o Gram Thali, Patti Pataliya**
**District Nainital. …….. Applicant**

**Versus**

**State of Uttaranchal ……... Opposite Party**

---

Arising out of Crime No. 04 of 2005
Under Sections: 302, 307, 506 of the I.P.C.
Police Station: Patti Pataliya
District: Nainital.

---

**Hon'ble P.C. Pant, J.**

This bail application is moved by Diwan Singh S/o Guman Singh, who is in jail in connection with crime No. 04 of 2005 under Section 302, 307, 506 of the Indian Penal Code registered at Patti Pataliya, District Nainital.

Heard learned counsel for the applicant and learned A.G.A. for the State.

In the F.I.R. no specific role has been assigned to the applicant, nor any particular weapon is alleged to have been used by him. No motive is mentioned in the F.I.R. The co-accused with similar role has already been released on bail by this Court on 04.10.2005. In the facts and circumstances of the case, it is a fit case for bail. Without expressing any opinion as to the final merits of the case, this Court is of the view that the applicant deserves bail.

Let the applicant Diwan Singh be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of the Chief Judicial Magistrate, Nainital.

Dt. 21.12.2005 **(P.C. Pant, J.)**
HN